IN THE UNITED TATES PATENT AND TRADEM OFFICE

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In re Patent Application

Reid W. von Borstel

Serial No. 09/838,136

Filed: April 20, 2001

For: COMPOSITIONS AND METHODS FOR TREATMENT OF

MITOCHONDRIAL DISEASES

Atty. Ref.: 1331-337

Group:

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Examiner: MAY 1.6 2001

TECH CENTER 1600/2900

May 14, 2001

Assistant Commissioner for Patents Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT

In the Form PTO-1449 filed with the application papers dated April 20, 2001, WO 00/50043 is listed. A copy of that reference is attached. The '043 reference lists Robert K. Naviaux as inventor and The Regents of the University of California as Applicant. From 1995 through the filing date of the subject application, Pro-Neuron, Inc. the title owner of the present application, has collaborated with the University of California, San Diego (UCSD) relating to therapeutic uses of triacetyluridine. This collaboration has involved a number of UCSD researchers, including Dr. Naviaux. Examples 1-4 of the subject application were provided to Dr. Reid von Borstel, the named inventor in the present application, by Dr. Naviaux in 1998. Examples 1, 2 and 3 of the subject application appear to be based on the same case studies as Examples 3, 4 and 5 of WO 00/50043, respectively.

The Examiner is reconsted to initial the PTO-1449 file pril 20 2001 and to return a copy of the initialed document to the undersigned with the next paper to issue in this application.

Respectfully submitted,

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Attachment: WO 00/50043